

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Bittner et al.

Application No.: 09/766,273

Confirmation No.: 1332

Filed: January 18, 2001

Art Unit: 1634

For: OLIGONUCLEOTIDE-TAGGED
SEMICONDUCTOR NANOCRYSTALS FOR
MICROARRAY AND FLUORESCENCE IN SITU
HYBRIDIZATION

Examiner: Crow, Robert Thomas

RESPONSE AND AMENDMENT UNDER 37 C.F.R. §1.111

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action mailed September 22, 2008, and is submitted on or before the final three (3) month extended due date of March 22, 2009. Accordingly, this response is timely filed.

Applicants respectfully request a three (3) month extension of time under CFR 1.136(a) for the Response to Office Action submitted here within. Applicants hereby authorize the Commissioner to charge this extension of time fee to **Deposit Account No. 50-3994**. In the event that additional fees or extensions of time are required, Applicants herein petition for the necessary extension of time under 37 C.F.R. § 1.136(a) and authorize the Commissioner to charge these fees or credit any overpayment associated with this or any other filing to Applicants' deposit account. This is not an authorization to pay the issue fee.

Applicants respectfully request reconsideration of the issues raised in the Office Action based on the following:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 8 of this paper.